

Notice of Allowability

Application No.

09/774,354

Examiner

MAIKHANH NGUYEN

Applicant(s)

RANK ET AL.

Art Unit

2176

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed 04/30/2010 and the telephonic interview on 05/14/2010.
2. ☒ The allowed claim(s) is/are 1-4, 10-13, and 19-22 (now renumbered as Claims 1-12).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.
- Identifying Indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date ____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 20100514.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other ____.

/Laurie Ries/
Primary Examiner
Technology Center 2100
17 May 2010

EXAMINER'S AMENDMENT & REASONS FOR ALLOWANCE

I. EXAMINER'S AMENDMENT:

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the Issue Fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Kent A. Lembke (Reg. No. 44,866) on 05/14/2010.

The application has been amended as follows:

In the Claims:

Claim 4: **replace** "PDA" and **with** -- *Personal Digital Assistant (PDA)*--

Claim 10: **replace** "*a computer usable medium*" and **with** -- *a non-transitory computer-readable medium* --

Claim 13: **replace** “PDA” and **with** -- *Personal Digital Assistant (PDA)*--

Claim 22: **replace** “PDA” and **with** -- *Personal Digital Assistant (PDA)*--

III. REASONS FOR ALLOWANCE:

Claims 1-4, 10-13, and 19-22 are allowed.

The following is an examiner's statement of reasons for allowance:

Interpreting the claims in light of the specification, Examiner finds the claimed invention is patentably distinct from the prior art of record, as argued by Applicant in the Response dated 02/08/2010.

The prior art does not expressly teach or render obvious the invention as recited in independent Claims 1, 10, and 19.

The features as recited in independent Claims 1, 10, and 19: “*converting, by said conduit, said spreadsheet file to a second format associated with said second device, such that said spreadsheet file when in said second format occupies less memory space than said spreadsheet file when in said first format and wherein said converting takes place outside of a memory of said second device and further*”

comprises: determining one or more formulas associated with said spreadsheet file that are necessary for the operation of the spreadsheet file on said second device; and parsing and evaluating the one or more formulas and compiling code associated with the one or more formulas while converting said spreadsheet file to the second format” when taken in the context of the Claims as a whole, were not uncovered in the prior art teachings.

The Examiner asserts that the claims overcome the prior art of record when the limitations are read in combination with the respective claimed limitations in their entirety.

Dependent claims are allowed as they depend upon allowable independent Claims.

Contact information

- II Any inquiry concerning this communication or earlier communications from the examiner should be directed to Maikhanh Nguyen whose telephone number is (571) 272- 4093. The examiner can normally be reached on Monday - Friday from 9:00am – 30 pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner’s supervisor, Doug Hutton can be reached at (571) 272-4137.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/MaiKhanh Nguyen/
Examiner, Art Unit 2176

/Laurie Ries/
Primary Examiner
Technology Center 2100
17 May 2010